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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **MAC.APP. 10/2023**

**ICICI LOMBARD GENERAL INSURANCE
CO.LTD**

.....Appellant

Through: Ms. Suman Bagga and Ms. Mouli
Sharma, Advocates.

versus

MANISH RANA AND ANR

.....Respondents

Through: Mr. Navneet Goyal, Advocate for
LRs of R-1.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **24.12.2025**

CM APPL. 82216/2025 (for release of amount of compensation)

1. The original respondent No. 1, Mr. Manish Rana, was injured in a road accident, which resulted in the impugned award of the Motor Accident Claims Tribunal ["Tribunal"] dated 17.08.2022 in his favour. The injured claimant passed away during the pendency of the appeal.

2. By order dated 18.12.2024, on an application filed by the parents of the original respondent No. 1, they were substituted in his place. Quite apart from the fact that the father, Sh. Rakesh Kumar Rana, was not a Class-I legal heir of the deceased, the order also discloses that the original respondent No. 1 was married. However, his wife, Ms. Deepika Sehrawat, has been excluded on the statement of the mother of the deceased, Smt. Sunita Devi (in an affidavit dated 14.05.2024), that she



had left the claimant immediately after the accident, and has since remarried and is residing in some other country. The parents stated that they are unaware of the address of the wife.

3. The affidavit does not disclose that the injured claimant was divorced prior to his death. I am not satisfied that the wife could have been excluded from the list of legal heirs merely on the statement of the parents that she had left her husband and that she has purportedly remarried without dissolution of her earlier marriage.

4. Mr. Navneet Goyal is directed to take necessary steps to ascertain the whereabouts of the wife of the original respondent No.1, and file an affidavit within two weeks from today.

5. At his request, list on the date fixed, i.e. 23.03.2026.

PRATEEK JALAN, J

DECEMBER 24, 2025
SS/JM/